

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

RONALD A. CUP, on behalf of himself and  
all other persons similarly situated; and  
UNITED STEEL, PAPER AND FORESTRY,  
RUBBER, MANUFACTURING, ENERGY,  
ALLIED INDUSTRIAL, AND SERVICE  
WORKERS INTERNATIONAL UNION,  
AFL-CIO,

Plaintiffs,

v.

AMPCO-PITTSBURGH CORPORATION,  
AKERS NATIONAL ROLL COMPANY,  
and AKERS NATIONAL ROLL COMPANY  
HEALTH & WELFARE BENEFITS PLAN,

Defendants.

Civ. A. No. 2:17-cv-00189-AJS

Judge Arthur J. Schwab

Class Action

Demand for Jury Trial

**PLAINTIFFS' MOTION FOR FINAL APPROVAL  
OF CLASS ACTION SETTLEMENT AGREEMENT**

Plaintiffs Ronald A. Cup ("Named Plaintiff") and the United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial and Service Workers International Union, AFL-CIO/CLC have entered into a proposed settlement with Defendants Ampco-Pittsburgh Corporation, Akers National Roll Company, and the Akers National Roll Company Health & Welfare Benefits Plan. The Settlement Agreement appears in the record at Dkt. #87-1.

On March 28, 2019, this Court entered an order granting (1) class certification of the Settlement Class (as defined in the Settlement Agreement) for settlement purposes only; (2) preliminary approval of the Settlement Agreement; and (3) approval of the proposed Class Notice. (Dkt. #89). The Court also scheduled the hearing to determine the fairness, reasonableness and adequacy of the settlement set forth in the Settlement Agreement for July 22, 2019. Id. at ¶ 16. The Court's order provided that any objections to the settlement must be filed

with the Court post-marked no later than 30 calendar days before the hearing, or by June 22, 2019. Id. at ¶¶ 17-18. To date, there have been no objections to the settlement.

In support of final approval of the Settlement Agreement, Plaintiffs now submit the accompanying Memorandum of Law, as well as a proposed order.

Dated: July 8, 2019

Respectfully submitted,

s/ Pamina Ewing

Pamina Ewing (PA No. 59244)

Email: [pewing@fdpklaw.com](mailto:pewing@fdpklaw.com)

Nathan Kilbert (PA No. 313939)

Assistant General Counsel

**United Steelworkers**

Five Gateway Plaza, Room 807

Pittsburgh, PA 15222

Telephone: 412-562-2562

Email: [nkilbert@usw.org](mailto:nkilbert@usw.org)

*Counsel for Plaintiff United Steel,  
Paper and Forestry, Rubber,  
Manufacturing, Energy, Allied  
Industrial, and Service Workers  
International Union, AFL-CIO*

Joel R. Hurt (PA No. 85841)

Ruairi McDonnell (PA No. 316998)

**FEINSTEIN DOYLE PAYNE**

**& KRAVEC, LLC**

Law & Finance Building, Suite 1300

429 Fourth Avenue

Pittsburgh, PA 15219

Telephone: 412-281-8400

Fax: 412-281-1007

Email: [jhurt@fdpklaw.com](mailto:jhurt@fdpklaw.com)

[rmcdonnell@fdpklaw.com](mailto:rmcdonnell@fdpklaw.com)

*Counsel for Plaintiffs*